

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Kevin Carl Archibald et al.	:	
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Serial No.:	09/683,783	:	
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For:	SYSTEM, METHODS, AND	:	
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	PROVIDING A QUOTE	:	

REQUEST FOR RECONSIDERATION

Mail Stop:
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In response to the Office Action dated May 9, 2006, Applicants respectfully request consideration and entry of the following remarks.

REMARKS

The Office Action mailed May 9, 2006 has been carefully reviewed and the foregoing amendment and following remarks have been made in consequence thereof.

Claims 1-24 are now pending in this application. Claims 1-24 are rejected.

The rejection of Claims 1-2, 9-10, and 17-18 under 35 U.S.C. § 102(e) as being unpatentable over O'Malley et al. (U.S. Patent Application No. 2002/0026408) "O'Malley" is respectfully traversed.

O'Malley describes a system for enrolling a user with multiple request for quote (RFQ) providers. The user submits data to the RFQ system for a product or service that the user has an interest in. The user is registered in the RFQ system and the RFQ system uses an integrated system of information to enroll the user with multiple RFQ providers. Upon receiving the quote from any of RFQ providers the user may accept, reject, or ignore the quote. If the user ignores the quote or rejects the quote, then user is not affected by the quote (e.g., user 109 is not legally or financially obligated in connection with the quote). If, however, user 109 accepts the quote from any of RFQ providers 105 and/or the supplier, then user 109 may be obligated (e.g., legally, financially, or otherwise).

Claim 1 recites a network based method for facilitating providing a customer with a quote for at least one of a manufactured product and a service wherein the method includes "receiving data relating to at least one of a customer desired product and a customer desired service...providing the customer a budgetary quote based on the received data...receiving a customer response based on the budgetary quote...providing the customer a contractual quote based on the received customer response."

O'Malley does not describe nor suggest a network based method for facilitating providing a customer with a quote for at least one of a manufactured product and a service as recited in Claim 1. Specifically, O'Malley does not describe nor suggest a network based method that includes providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the

received customer response. Rather, O'Malley describes that the user receives only a single quote that the user can accept, reject, or ignore. If the user rejects or ignores the quote the user is not obligated in connection with the quote. If the user accepts the quote from any RFQ provider, the user may be financially obligated based on the quote. Accordingly, O'Malley does not describe nor suggest providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the received customer response. For the reasons set forth above, Claim 1 is submitted to be patentable over O'Malley.

Claim 2 depends from independent Claim 1. When the recitations of Claim 2 are considered in combination with the recitations of Claim 1, Applicants submit that dependent Claim 2 likewise is patentable over O'Malley.

Claim 9 recites a network based system for providing a customer with a quote for at least one of a manufactured product and a service wherein the system includes "at least one device...a server connected to said device and configured to...receive data relating to at least one of a customer desired product and a customer desired service...provide the customer a budgetary quote based on the received data...receive a customer response based on the budgetary quote...provide the customer a contractual quote based on the received customer response."

O'Malley does not describe nor suggest a network based system for providing a customer with a quote for at least one of a manufactured product and a service as recited in Claim 9. Specifically, O'Malley does not describe nor suggest a network based system configured to provide the customer a budgetary quote based on the received data, receive a customer response based on the budgetary quote, and provide the customer a contractual quote based on the received customer response. Rather, O'Malley describes that the user receives only a single quote that the user can accept, reject, or ignore. If the user rejects or ignores the quote the user is not obligated in connection with the quote. If the user accepts the quote from any RFQ provider, the user may be financially obligated based on the quote. Accordingly, O'Malley does not describe nor suggest providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and

providing the customer a contractual quote based on the received customer response. For the reasons set forth above, Claim 9 is submitted to be patentable over O'Malley.

Claim 10 depends from independent Claim 9. When the recitations of Claim 10 are considered in combination with the recitations of Claim 9, Applicants submit that dependent Claim 10 likewise is patentable over O'Malley.

Claim 17 recites a computer readable medium encoded with a program executable by a computer for providing a customer with a quote for at least one of a manufactured product and a service wherein the program is configured to "instruct the computer to...receive data relating to at least one of a customer desired product and a customer desired service...provide the customer a budgetary quote based on the received data...receive a customer response based on the budgetary quote...provide the customer a contractual quote based on the received customer response."

O'Malley does not describe nor suggest a computer readable medium encoded with a program as recited in Claim 17. Specifically, O'Malley does not describe nor suggest a computer readable medium encoded with a program configured to provide the customer a budgetary quote based on the received data, receive a customer response based on the budgetary quote, and provide the customer a contractual quote based on the received customer response. Rather, O'Malley describes that the user receives only a single quote that the user can accept, reject, or ignore. If the user rejects or ignores the quote the user is not obligated in connection with the quote. If the user accepts the quote from any RFQ provider, the user may be financially obligated based on the quote. Accordingly, O'Malley does not describe nor suggest providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the received customer response. For the reasons set forth above, Claim 17 is submitted to be patentable over O'Malley.

Claim 18 depends from independent Claim 17. When the recitations of Claim 18 are considered in combination with the recitations of Claim 17, Applicants submit that dependent Claim 18 likewise is patentable over O'Malley.

For at least the reasons set forth above, Applicants respectfully request that the Section 102 rejection of Claims 1, 2, 9, 10, 17, and 18 be withdrawn.

The rejection of Claims 3, 11, and 19 under 35 U.S.C. § 103(a) as being unpatentable over O'Malley et al. (U.S. Patent Application No. 2002/0026408) "O'Malley" in view of Singh (U.S. Patent Application No. 2001/0047311) is respectfully traversed.

O'Malley is described above. Singh describes a collaborative system of aggregating purchase requests wherein buyers, suppliers and distributors are electronically connected, via a communications network for the procurement and delivery of both standard and custom products or services. Purchase orders are received at an electronic repository connected with the network, such as a website and associated memory. In response to the received purchase orders, one or more quotes are received at the repository. One method includes aggregating buyers based on a purchase order commonality, while another method includes aggregating suppliers based on capacity similarities. After a match is made and processed, a procurement transaction is executed between a buyer and one or more suppliers via electronic communication over the communications network.

Applicants respectfully submit that the Section 103 rejection of the presently pending claims is not a proper rejection. As described above O'Malley does not describe nor suggest a network based method for facilitating providing a customer with a quote for at least one of a manufactured product and a service as recited in Claim 1. Applicants respectfully submit that also considering Singh does not overcome the deficiencies described above and therefore neither O'Malley nor Singh considered alone or in combination, describes or suggests the claimed combination.

Claim 1 recites a network based method for facilitating providing a customer with a quote for at least one of a manufactured product and a service wherein the method includes "receiving data relating to at least one of a customer desired product and a customer desired service...providing the customer a budgetary quote based on the received data...receiving a customer response based on the budgetary quote...providing the customer a contractual quote based on the received customer response."

Neither O'Malley nor Singh, considerable alone or in combination describes or suggests a network based method for facilitating providing a customer with a quote for at least one of a manufactured product and a service as recited in Claim 1. Specifically, neither O'Malley nor Singh describe nor suggest a network based method that includes providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the received customer response. Rather, O'Malley describes that the user receives only a single quote that the user can accept, reject, or ignore. If the user rejects or ignores the quote the user is not obligated in connection with the quote. If the user accepts the quote from any RFQ provider, the user may be financially obligated based on the quote and Singh describes a collaborative system of aggregating purchase requests that includes an applications server that include programs to enable language translation. Accordingly, neither O'Malley nor Singh describe nor suggest providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the received customer response. For the reasons set forth above, Claim 1 is submitted to be patentable over O'Malley in view of Singh.

Claim 3 depends from independent Claim 1. When the recitations of Claim 3 are considered in combination with the recitations of Claim 1, Applicants submit that dependent Claim 3 likewise is patentable over O'Malley in view of Singh.

Claim 9 recites a network based system for providing a customer with a quote for at least one of a manufactured product and a service wherein the system includes "at least one device...a server connected to said device and configured to...receive data relating to at least one of a customer desired product and a customer desired service...provide the customer a budgetary quote based on the received data...receive a customer response based on the budgetary quote...provide the customer a contractual quote based on the received customer response."

Neither O'Malley nor Singh, considerable alone or in combination describes or suggests a network based system for providing a customer with a quote for at least one of a manufactured product and a service as recited in Claim 9. Specifically, neither O'Malley nor Singh describe nor suggest a network based system configured

to provide the customer a budgetary quote based on the received data, receive a customer response based on the budgetary quote, and provide the customer a contractual quote based on the received customer response. Rather, O'Malley describes that the user receives only a single quote that the user can accept, reject, or ignore. If the user rejects or ignores the quote the user is not obligated in connection with the quote. If the user accepts the quote from any RFQ provider, the user may be financially obligated based on the quote and Singh describes a collaborative system of aggregating purchase requests that includes an applications server that include programs to enable language translation. Accordingly, neither O'Malley nor Singh describe nor suggest providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the received customer response. For the reasons set forth above, Claim 9 is submitted to be patentable over O'Malley in view of Singh.

Claim 11 depends from independent Claim 9. When the recitations of Claim 11 are considered in combination with the recitations of Claim 9, Applicants submit that dependent Claim 11 likewise is patentable over O'Malley in view of Singh.

Claim 17 recites a computer readable medium encoded with a program executable by a computer for providing a customer with a quote for at least one of a manufactured product and a service wherein the program is configured to "instruct the computer to...receive data relating to at least one of a customer desired product and a customer desired service...provide the customer a budgetary quote based on the received data...receive a customer response based on the budgetary quote...provide the customer a contractual quote based on the received customer response."

Neither O'Malley nor Singh, considerable alone or in combination describes or suggests a computer readable medium encoded with a program as recited in Claim 17. Specifically, neither O'Malley nor Singh describe nor suggest a computer readable medium encoded with a program configured to provide the customer a budgetary quote based on the received data, receive a customer response based on the budgetary quote, and provide the customer a contractual quote based on the received customer response. Rather, O'Malley describes that the user receives only a single quote that the user can accept, reject, or ignore. If the user rejects or ignores the quote

the user is not obligated in connection with the quote. If the user accepts the quote from any RFQ provider, the user may be financially obligated based on the quote and Singh describes a collaborative system of aggregating purchase requests that includes an applications server that include programs to enable language translation. Accordingly, neither O'Malley nor Singh describe nor suggest providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the received customer response. For the reasons set forth above, Claim 17 is submitted to be patentable over O'Malley in view of Singh.

Claim 19 depends from independent Claim 17. When the recitations of Claim 19 are considered in combination with the recitations of Claim 17, Applicants submit that dependent Claim 19 likewise is patentable over O'Malley in view of Singh.

For at least the reasons set forth above, Applicants respectfully request that the Section 103 rejection of Claims 3, 11, and 19 be withdrawn.

The rejection of Claims 4-8, 12-16, and 20-24 under 35 U.S.C. § 103(a) as being unpatentable over O'Malley et al. (U.S. Patent Application No. 2002/0026408) "O'Malley" in view of Duke (International Publication No. WO 01/37177A1) is respectfully traversed.

O'Malley is described above. Duke describes a quote request channel provides non-exclusive sales leads to all dealers subscribing to a given local advertising cooperative. The sales leads are generated in response to quote requests from buyers visiting a web site advertised by conventional advertising cooperatives in the print media and on television and/or radio. The channel transmits each buyer's description of a desired, which may include narrative rather than manufacturer's model specifications, to all members of the advertising cooperative as quote requests.

Applicants respectfully submit that the Section 103 rejection of the presently pending claims is not a proper rejection. As described above O'Malley does not describe nor suggest a network based method for facilitating providing a customer with a quote for at least one of a manufactured product and a service as recited in Claim 1. Applicants respectfully submit that also considering Duke does not

overcome the deficiencies described above and therefore neither O'Malley nor Duke considered alone or in combination, describes or suggests the claimed combination.

Claim 1 recites a network based method for facilitating providing a customer with a quote for at least one of a manufactured product and a service wherein the method includes "receiving data relating to at least one of a customer desired product and a customer desired service...providing the customer a budgetary quote based on the received data...receiving a customer response based on the budgetary quote...providing the customer a contractual quote based on the received customer response."

Neither O'Malley nor Duke, considerable alone or in combination describes or suggests a network based method for facilitating providing a customer with a quote for at least one of a manufactured product and a service as recited in Claim 1. Specifically, neither O'Malley nor Duke describe nor suggest a network based method that includes providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the received customer response. Rather, O'Malley describes that the user receives only a single quote that the user can accept, reject, or ignore. If the user rejects or ignores the quote the user is not obligated in connection with the quote. If the user accepts the quote from any RFQ provider, the user may be financially obligated based on the quote and Duke describes that users can receive quotes from a franchisee via e-mail, but Duke does not describe or suggest sending an email alert to the customer that includes a Uniform Resource Locator (URL) indicating a location of the published budgetary quote. Accordingly, neither O'Malley nor Duke describe nor suggest providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the received customer response. For the reasons set forth above, Claim 1 is submitted to be patentable over O'Malley in view of Duke.

Claims 4-7 depend from independent Claim 1. When the recitations of Claims 4-7 are considered in combination with the recitations of Claim 1, Applicants submit that dependent Claims 4-7 likewise are patentable over O'Malley in view of Duke.

Claim 8 recites a network based method for facilitating providing a customer with a quote for at least one of a medical product and a medical service wherein the method includes “receiving data relating to at least one of a customer desired medical product and a customer desired medical service...publishing a budgetary quote as an Extensible Markup Language (XML) document...loading the XML budgetary quote in a quote repository...sending an email alert to the customer, wherein said email alert comprises a Uniform Resource Locator (URL) indicating a location of the published budgetary quote...providing the customer access to view the budgetary quote via the URL...receiving a customer response based on the budgetary quote...publishing a contractual quote as an Extensible Markup Language (XML) document...loading the XML contractual quote in a quote repository...sending an email alert to the customer, wherein said email alert comprises a Uniform Resource Locator (URL) indicating a location of the published contractual quote...providing the customer access to view the budgetary quote via the URL...receiving a customer response comprising at least one of a message to a manufacturer, an acceptance of the contractual quote, and a denial of the contractual quote.

Neither O’Malley nor Duke, considerable alone or in combination describes or suggests a network based method for facilitating providing a customer with a quote for at least one of a manufactured product and a service as recited in Claim 8. Specifically, neither O’Malley nor Duke describe nor suggest a network based method that includes providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the received customer response. Rather, O’Malley describes that the user receives only a single quote that the user can accept, reject, or ignore. If the user rejects or ignores the quote the user is not obligated in connection with the quote. If the user accepts the quote from any RFQ provider, the user may be financially obligated based on the quote and Duke describes that users can receive quotes from a franchisee via e-mail, but Duke does not describe or suggest sending an email alert to the customer that includes a Uniform Resource Locator (URL) indicating a location of the published budgetary quote. Accordingly, neither O’Malley nor Duke describe nor suggest providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the

received customer response. For the reasons set forth above, Claim 8 is submitted to be patentable over O'Malley in view of Duke.

Claim 9 recites a network based system for providing a customer with a quote for at least one of a manufactured product and a service wherein the system includes "at least one device...a server connected to said device and configured to...receive data relating to at least one of a customer desired product and a customer desired service...provide the customer a budgetary quote based on the received data...receive a customer response based on the budgetary quote...provide the customer a contractual quote based on the received customer response."

Neither O'Malley nor Duke, considerable alone or in combination describes or suggests a network based system for providing a customer with a quote for at least one of a manufactured product and a service as recited in Claim 9. Specifically, neither O'Malley nor Duke describe nor suggest a network based system configured to provide the customer a budgetary quote based on the received data, receive a customer response based on the budgetary quote, and provide the customer a contractual quote based on the received customer response. Rather, O'Malley describes that the user receives only a single quote that the user can accept, reject, or ignore. If the user rejects or ignores the quote the user is not obligated in connection with the quote. If the user accepts the quote from any RFQ provider, the user may be financially obligated based on the quote and Duke describes that users can receive quotes from a franchisee via e-mail, but Duke does not describe or suggest sending an email alert to the customer that includes a Uniform Resource Locator (URL) indicating a location of the published budgetary quote. Accordingly, neither O'Malley nor Duke describe nor suggest providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the received customer response. For the reasons set forth above, Claim 9 is submitted to be patentable over O'Malley in view of Duke.

Claims 12-15 depend from independent Claim 9. When the recitations of Claims 12-15 are considered in combination with the recitations of Claim 9, Applicants submit that dependent Claims 12-15 likewise are patentable over O'Malley in view of Duke.

Claim 16 recites a network based system for providing a customer with a quote for at least one of a manufactured product and a service wherein the system includes “at least one device...a server connected to said device and configured to receive data relating to at least one of a customer desired medical product and a customer desired medical service...publish a budgetary quote as an Extensible Markup Language (XML) document...load the XML budgetary quote in a quote repository...send an email alert to the customer, wherein said email alert comprises a Uniform Resource Locator (URL) indicating a location of the published budgetary quote...provide the customer access to view the budgetary quote via the URL...receive a customer response based on the budgetary quote...publish a contractual quote as an Extensible Markup Language (XML) document...load the XML contractual quote in a quote repository...send an email alert to the customer, wherein said email alert comprises a Uniform Resource Locator (URL) indicating a location of the published contractual quote...provide the customer access to view the budgetary quote via the URL...receive a customer response comprising at least one of a message to a manufacturer, an acceptance of the contractual quote, and a denial of the contractual quote.”

Neither O'Malley nor Duke, considerable alone or in combination describes or suggests a network based system for providing a customer with a quote for at least one of a manufactured product and a service as recited in Claim 16. Specifically, neither O'Malley nor Duke describe nor suggest a network based system configured to provide the customer a budgetary quote based on the received data, receive a customer response based on the budgetary quote, and provide the customer a contractual quote based on the received customer response. Rather, O'Malley describes that the user receives only a single quote that the user can accept, reject, or ignore. If the user rejects or ignores the quote the user is not obligated in connection with the quote. If the user accepts the quote from any RFQ provider, the user may be financially obligated based on the quote and Duke describes that users can receive quotes from a franchisee via e-mail, but Duke does not describe or suggest sending an email alert to the customer that includes a Uniform Resource Locator (URL) indicating a location of the published budgetary quote. Accordingly, neither O'Malley nor Duke describe nor suggest providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary

quote, and providing the customer a contractual quote based on the received customer response. For the reasons set forth above, Claim 16 is submitted to be patentable over O'Malley in view of Duke.

Claim 17 recites a computer readable medium encoded with a program executable by a computer for providing a customer with a quote for at least one of a manufactured product and a service wherein the program is configured to "instruct the computer to...receive data relating to at least one of a customer desired product and a customer desired service...provide the customer a budgetary quote based on the received data...receive a customer response based on the budgetary quote...provide the customer a contractual quote based on the received customer response."

Neither O'Malley nor Duke, considerable alone or in combination describes or suggests a computer readable medium encoded with a program as recited in Claim 17. Specifically, neither O'Malley nor Duke describe nor suggest a computer readable medium encoded with a program configured to provide the customer a budgetary quote based on the received data, receive a customer response based on the budgetary quote, and provide the customer a contractual quote based on the received customer response. Rather, O'Malley describes that the user receives only a single quote that the user can accept, reject, or ignore. If the user rejects or ignores the quote the user is not obligated in connection with the quote. If the user accepts the quote from any RFQ provider, the user may be financially obligated based on the quote and Duke describes that users can receive quotes from a franchisee via e-mail, but Duke does not describe or suggest sending an email alert to the customer that includes a Uniform Resource Locator (URL) indicating a location of the published budgetary quote. Accordingly, neither O'Malley nor Duke describe nor suggest providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the received customer response. For the reasons set forth above, Claim 17 is submitted to be patentable over O'Malley in view of Duke.

Claims 20-23 depend from independent Claim 17. When the recitations of Claims 20-23 are considered in combination with the recitations of Claim 17, Applicants submit that dependent Claims 20-23 likewise are patentable over O'Malley in view of Duke.

Claim 24 recites a computer readable medium encoded with a program executable by a computer for providing a customer with a quote for at least one of a manufactured product and a service wherein the program is configured to instruct the computer to receive data relating to at least one of a customer desired medical product and a customer desired medical service...publish a budgetary quote as an Extensible Markup Language (XML) document...load the XML budgetary quote in a quote repository...send an email alert to the customer, wherein said email alert comprises a Uniform Resource Locator (URL) indicating a location of the published budgetary quote...provide the customer access to view the budgetary quote via the URL...receive a customer response based on the budgetary quote...publish a contractual quote as an Extensible Markup Language (XML) document...load the XML contractual quote in a quote repository...send an email alert to the customer, wherein said email alert comprises a Uniform Resource Locator (URL) indicating a location of the published contractual quote...provide the customer access to view the budgetary quote via the URL...receive a customer response comprising at least one of a message to a manufacturer, an acceptance of the contractual quote, and a denial of the contractual quote.

Neither O'Malley nor Duke, considerable alone or in combination describes or suggests a computer readable medium encoded with a program as recited in Claim 24. Specifically, neither O'Malley nor Duke describe nor suggest a computer readable medium encoded with a program configured to provide the customer a budgetary quote based on the received data, receive a customer response based on the budgetary quote, and provide the customer a contractual quote based on the received customer response. Rather, O'Malley describes that the user receives only a single quote that the user can accept, reject, or ignore. If the user rejects or ignores the quote the user is not obligated in connection with the quote. If the user accepts the quote from any RFQ provider, the user may be financially obligated based on the quote and Duke describes that users can receive quotes from a franchisee via e-mail, but Duke does not describe or suggest sending an email alert to the customer that includes a Uniform Resource Locator (URL) indicating a location of the published budgetary quote. Accordingly, neither O'Malley nor Duke describe nor suggest providing the customer a budgetary quote based on the received data, receiving a customer response based on the budgetary quote, and providing the customer a contractual quote based on the

received customer response. For the reasons set forth above, Claim 24 is submitted to be patentable over O'Malley in view of Duke.

For at least the reasons set forth above, Applicants respectfully request that the Section 103 rejection of Claims 4-8, 12-16, and 20-24 be withdrawn.

Moreover, Applicants respectfully submit that the Section 103 rejections of Claims 3, 11, and 19, and 4-8, 12-16, and 20-24 are not proper rejections. As is well established, obviousness cannot be established by combining the teachings of the cited art to produce the claimed invention, absent some teaching, suggestion, or incentive supporting the combination. None of O'Malley, Singh, or Duke, considered alone or in combination, describe or suggest the claimed combination. Furthermore, in contrast to the assertion within the Office Action, Applicants respectfully submit that it would not be obvious to one skilled in the art to combine O'Malley with Singh or with Duke because there is no motivation to combine the references suggested in the cited art itself.

As the Federal Circuit has recognized, obviousness is not established merely by combining references having different individual elements of pending claims. Ex parte Levengood, 28 U.S.P.Q.2d 1300 (Bd. Pat. App. & Inter. 1993). MPEP 2143.01. Rather, there must be some suggestion, outside of Applicants' disclosure, in the prior art to combine such references, and a reasonable expectation of success must be both found in the prior art, and not based on Applicants' disclosure. In re Vaeck, 20 U.S.P.Q.2d 1436 (Fed. Cir. 1991). In the present case, neither a suggestion or motivation to combine the prior art disclosures, nor any reasonable expectation of success has been shown.

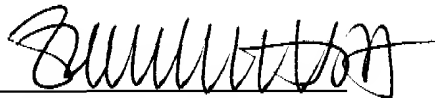
Furthermore, it is impermissible to use the claimed invention as an instruction manual or "template" to piece together the teachings of the cited art so that the claimed invention is rendered obvious. Specifically, one cannot use hindsight reconstruction to pick and choose among isolated disclosures in the art to deprecate the claimed invention. Further, it is impermissible to pick and choose from any one reference only so much of it as will support a given position, to the exclusion of other parts necessary to the full appreciation of what such reference fairly suggests to one of ordinary skill in the art. The present Section 103 rejection are based on a combination

of teachings selected from multiple patents in an attempt to arrive at the claimed invention. Specifically, O'Malley teaches that the user receives only a single quote that the user can accept, reject, or ignore. If the user rejects or ignores the quote the user is not obligated in connection with the quote. If the user accepts the quote from any RFQ provider, the user may be financially obligated based on the quote. Singh teaches a collaborative system of aggregating purchase requests wherein buyers, suppliers and distributors are electronically connected, via a communications network for the procurement and delivery of both standard and custom products or services and Duke teaches a quote request channel provides non-exclusive sales leads to all dealers subscribing to a given local advertising cooperative wherein the sales leads are generated in response to quote requests from buyers visiting a web site advertised by conventional advertising cooperatives in the print media and on television and/or radio. Since there is no teaching nor suggestion in the cited art for the combination, the Section 103 rejections appear to be based on a hindsight reconstruction in which isolated disclosures have been picked and chosen in an attempt to deprecate the present invention. Of course, such a combination is impermissible, and for this reason alone, Applicants request that the Section 103 rejection of Claims 3, 11, and 19, and 4-8, 12-16, and 20-24 be withdrawn.

For at least the reasons set forth above, Applicants respectfully request that the rejections of Claims 3, 11, and 19, and 4-8, 12-16, and 20-24 under 35 U.S.C. 103(a) be withdrawn.

In view of the foregoing remarks, all the claims now active in this application are believed to be in condition for allowance. Reconsideration and favorable action is respectfully solicited.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'William J. Zychlewicz', written over a horizontal line.

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